



06-01-04

Modified PTO/SB/30 (01-03)
OMB 0651-0031

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

2877

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/058,263
Filing Date	January 25, 2002
First Named Inventor	Milad F. Tabet
Art Unit	2877
Examiner Name	Roy M. Punnoose
Attorney Docket No.	NAN028 US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Preliminary Amendment (5 pgs. with 1 Replacement Sheet)
- iii. ☒ Information Disclosure Statement (IDS) with 1 Ref.
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____ 06/02/2004 MAHMED1 00000050 10058263
01 FC:2801 385.00 OP

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The director is hereby authorized to charge the following fees, or charge any underpayments or credit any overpayments, to Deposit Account No. 50-2263
- i. ☒ RCE fee required under 37 CFR 1.17(e) for small entity
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed) authorizing \$385.00

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Michael J. Halbert	Registration No. (Attorney/Agent)	40,633
Signature	<i>Michael J Halbert</i>		Date May 28, 2004

Express Mail Label No.: EV 450 194 866 US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Milad F. Tabet
Assignee: Nanometrics Incorporated
Title: Method of Measuring Small Pads on a Substrate
Serial No.: 10/058,263 Filing Date: January 25, 2002
Examiner: Roy W. Punnoose Group Art Unit: 2877
Docket No.: NAN028 US Confirmation No.: 4087

Santa Clara, California
May 28, 2004

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

PRELIMINARY AMENDMENT

Dear Sir:

Prior to examination of the above-identified application, please amend the application as follows.

SILICON VALLEY
PATENT GROUP LLP

2350 Mission College Blvd.
Suite 360
Santa Clara, CA 95054
(408) 982-8200
FAX (408) 982-8210